

RECEIVED
CENTRAL FAX CENTER
MAY 17 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

Application no. 10/068,318

Confirmation no. 8835

RENEWED PETITION UNDER 37 CFR SECTION 1.137(b)

This paper responds to a "Decision Dismissing Petition" dated May 4, 2005.

The Decision states that "no extensions of time ... were obtained." A petition for an extension of time was filed on March 8, 2005, and is now of record in this application. The petition for an extension of time was apparently granted, as may be seen from the fact that the USPTO charged the undersigned's American Express credit card \$1260 on that day (\$750 for the Petition to Revive and another \$510 for a three-month extension of time).

The Decision states that no continuing application was filed. A continuing application was filed, and it has serial number 11/036,778.

The "reply necessary to continue prosecution" is the continuing application 11/036,778 together with the petition for an extension of time. Had both of these papers been filed on January 13, 2005, there is no question that prosecution would have continued. The entire reply has been filed, and the Petitions Examiner is respectfully requested to acknowledge this.

The only delay was the filing of the petition for an extension of time on March 8, 2005 rather than on January 13, 2005. The undersigned, who filed both the continuing application and the petition for an extension of time, thus has direct and firsthand knowledge of the facts and circumstances of the delay at issue. The delay was unintentional.

The Petitions Examiner questions whether the undersigned had authority to file the Petition to Revive, and, apparently, whether the undersigned had authority to file the Petition for Extension of Time. The attention of the Petitions Examiner is respectfully directed to 37 CFR section 1.34(a) which provides that the undersigned's signature constituted a representation to the USPTO that the undersigned was authorized to represent the applicant. As specified in 37 CFR section 1.34(a), the undersigned provided the undersigned's registration number with the undersigned's signature.

In any event, attached please find Form PTO/SB/82 (Power of Attorney) and Form PTO/SB/96 (Statement Under 37 CFR section 3.73(b)) which should eliminate any doubt

on the part of the Petitions Examiner that the undersigned is authorized to represent the applicant.

Reconsideration and revival are requested.

Respectfully submitted,

Carl Oppedahl
Carl Oppedahl
PTO Reg. No. 32,746
Oppedahl & Larson LLP